

## UNITED STATES PATENT AND TRADEMARK OFFICE

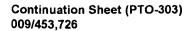
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DATE MAILED: 06/24/2003

· APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	T NO. CONFIRMATION NO.	
09/453,726	12/02/1999	DAVID M READ	52951-USA-7A	2987	
75% 06/24/2003  JEFFREY J HOHENSHELL  OFFICE OF IINTELLECTUAL PROPERTY COUNSEL  3M INNOVATIVE PROPERTIES COMPANY					
			EXAMINER		
			CHORBAJI, MONZER R		
P O BOX 3342 ST PAUL, MN	•		ART UNIT PAPER NUMBER		
·			1744		

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)					
Advisory Action	09/453,726	READ, DAVID M					
•	Examiner	Art Unit					
•	MONZER R CHORBAJI	1744					
The MAILING DATE of this communication appe	ears on the cover sheet with the c	orrespondence add	ress				
THE REPLY FILED 27 May 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.							
PERIOD FOR REPLY [check either a) or b)]							
<ul> <li>a) The period for reply expiresmonths from the mailing date of the final rejection.</li> <li>b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.         ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).</li> <li>Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee</li> </ul>							
have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).							
1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.							
2. The proposed amendment(s) will not be entered because:							
(a) X they raise new issues that would require further consideration and/or search (see NOTE below);							
(b) ☐ they raise the issue of new matter (see Note below);							
(c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or							
(d) they present additional claims without canceling a corresponding number of finally rejected claims.							
NOTE: See Continuation Sheet.							
3. Applicant's reply has overcome the following rejection(s):							
4. Newly proposed or amended claim(s) <u>1-10 and 21</u> would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).							
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for application in condition for allowance because:		sidered but does NC	OT place the				
6. The affidavit or exhibit will NOT be considered be raised by the Examiner in the final rejection.	cause it is not directed SOLELY	to issues which we	re newly				
7. For purposes of Appeal, the proposed amendmen explanation of how the new or amended claims w			and an				
The status of the claim(s) is (or will be) as follows:	:						
Claim(s) allowed:							
Claim(s) objected to:							
Claim(s) rejected: <u>1-21 and 23</u> .							
Claim(s) withdrawn from consideration:							
☐ The proposed drawing correction filed on is a) ☐ approved or b) ☐ disapproved by the Examiner.							
Note the attached Information Disclosure Statement(s)( PTO-1449) Paper No(s)							
Other: See Continuation Sheet							





Continuation of 2. NOTE: Amended independent claim 11 includes the following new limitation: "a sterilant vapor consisting essentially of hydrogen peroxide vapor". Such a limitation requires further search. New independent claim 23 includes the following new limitations: "Wherein the indicator composition consists essentially of a binder, an optional dispersing agent, an optional opacifying agent, an optional surfactant, an optional plasticizer, an optional antifoam agent, an optional basic material". Such limitations require further search..

Continuation of 10. Other: The information disclosure statement filed 05/27/2003 fails to comply with 37 CFR 1.97(d) because it lacks a statement as specified in 37 CFR 1.97(e). It has been placed in the application file, but the information referred to therein has not been considered.

ROBERT J. WARDEN, SR.
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 1700